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FAM-POLITICAL SPYING;390

FJUDGE APPROVES AGREEMENT BANNING POLITICAL SPYING

CHICAGO (AP) - AN AGREEMENT IN WHICH THE FBI AND THE CENTRAL INTELLIGENCE AGENCY PROMISE NOT TO ENGAGE IN ILLEGAL POLITICAL SPYING AGAINST CHICAGO ORGANIZATIONS OR THEIR MEMBERS HAS BEEN APPROVED BY A FEDERAL JUDGE; A LAWYER SAID THURSDAY.

U.S. DISTRICT JUDGE SUSAN GETZENDANNER SIGNED THE AGREEMENT AUG. 11; SAID RICHARD GUTMAN; AN ATTORNEY FOR THE ALLIANCE TO END REPRESSION.

GUTMAN SAID THAT ALTHOUGH THE ORDER APPLIES ONLY TO CHICAGO; IT IS SIGNIFICANT BECAUSE OF ITS VALUE AS PRECEDENT.

"WE'RE HOPING THIS FIRST STEP WILL BE USEFUL TO OTHER LAWSUITS AND LEGISLATIVE EFFORTS TO OUTLAW POLITICAL SPYING ON CITIZENS. WE'RE HOPING THE SAME PRINCIPLE WILL BE APPLIED IN OTHER AREAS;" HE SAID."

SPOKESMEN FOR THE TWO FEDERAL AGENCIES COULD NOT BE REACHED IMMEDIATELY FOR COMMENT.

THE AGREEMENT WAS THE CULMINATION OF A SEVEN-YEAR LEGAL BATTLE BY THE ALLIANCE AND THE AMERICAN CIVIL LIBERTIES UNION TO CURB GOVERNMENT SPYING ON CITIZENS EXERCISING THEIR CONSTITUTIONAL RIGHT TO ENGAGE IN LAWFUL POLITICAL ACTIVITY.

IN THE CLASS ACTION SUITS; PLAINTIFFS HAD CHARGED THAT 800 INDIVIDUALS AND GROUPS HAD BEEN ILLEGALLY SPIED UPON BY THE CHICAGO POLICE "RED SQUAD;" THE FBI; AND THE CIA FOR PURELY POLITICAL REASONS DURING THE 1960S AND EARLY 70S.

THE AGREEMENT WAS REACHED LAST DECEMBER AS PART OF A PARTIAL SETTLEMENT IN THE SUIT; BUT IT REQUIRED MS. GETZENDANNER'S APPROVAL TO TAKE EFFECT.

AS PART OF THE SETTLEMENT; THE FBI ADMITTED IT HAD COMMITTED AT LEAST 500 BREAK-INS OR BURGLARIES IN THE CHICAGO AREA BETWEEN 1948 AND 1966. THESE WERE PURPORTEDLY CARRIED OUT TO OBTAIN INTELLIGENCE INFORMATION; BUT THE PLAINTIFFS CONTEND THAT AT LEAST SOME WERE TO OBTAIN MEMBERSHIP LISTS OR OTHER DATA ABOUT POLITICAL GROUPS.

UNDER THE AGREEMENT; A CITIZEN WHO BELIEVES HE HAS BEEN ILLEGALLY SPIED UPON FOR POLITICAL REASONS MAY TAKE THE AGENCIES TO COURT. DETERMINATION OF WHETHER A VIOLATION HAS OCCURED IS MADE BY A JUDGE; NOT BY THE HEAD OF THE FBI OR THE ATTORNEY GENERAL.

THE AGREEMENT BANS OUTRIGHT ALL INTERNAL SECURITY AND DOMESTIC LAW ENFORCEMENT FUNCTIONS BY THE CIA.

A SIMILAR AGREEMENT HAS BEEN REACHED WITH THE CITY OF CHICAGO AND AFTER AN OCT. 9 HEARING; MS. GETZENDANNER WILL DECIDE WHETHER TO APPROVE THAT PACT AS WELL; GUTMAN SAID.

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